

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Examiner: Not Yet Assigned
N. Garimella et al.	)	
Serial No.: Not Yet Assigned	)	
Filed: July 14, 2003	)	Art Unit: Not Yet Assigned
For: METHOD, SYSTEM, AND	)	
PROGRAM FOR PERFORMING	)	
AN INPUT/OUTPUT OPERATION	)	
WITH RESPECT TO A LOGICAL	)	
STORAGE DEVICE	)	

Commissioner for Patents  
Mail Stop Patent Application  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Dear Sirs:

In accordance with 37 CFR §§ 1.56, 1.97, and 1.98, enclosed please find Form PTO-1449 listing the attached references which might be deemed material to the examination of the above-identified application.

A. Non-English Language References

- ☐ Enclosed is a search report for a counterpart application. The search report Examiner has provided comments on the relevancy of any non-English language references cited in the search report.
- ☐ The specification incorporates comments on the relevancy of Non-English language references.
- ☐ Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references:

- B. ☒ The information disclosure statement submitted herewith is being filed:
- 1) within three months of the filing date of a national application other than a continued prosecution application under 1.53(d);
  - 2) within three months of the date of entry into the national stage as set forth in 1.491 in an international application;
  - 3) before the mailing date of a first Office Action on the merits; or
  - 4) before the mailing date of a first Office Action after filing of a Request for Continued Examination under 1.114.
- C. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in paragraph B, but before the mailing date of a final action under 1.113, a Notice of Allowance under 1.311, or an action otherwise closing prosecution, and is accompanied by:
- 1) a Statement under 1.97(e); or
  - 2) a fee of \$180 as set forth in 1.17(p).
- D. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in paragraph C, but before payment of the issue fee, and is accompanied by:
- 1) a Statement under 1.97(e); and
  - 2) a fee of \$180 as set forth in 1.17(p).

**STATEMENT UNDER 1.97(e)**

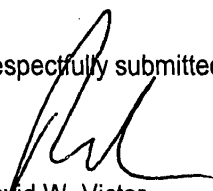
I, the person signing below, certify

- ☐ that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).
- ☐ that no item of information contained in the information disclosure statement was

cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

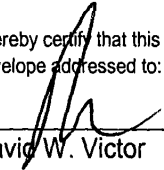
If required under paragraph C or D *supra*, enclosed is Applicant's check in the amount of \$180 as set forth in 1.17(p). Please charge any insufficiency or credit any overpayment to Deposit Account No. 09-0466. A duplicate of this letter is enclosed for fee processing.

Respectfully submitted,

  
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Dated: July 14, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on July 14, 2003.

  
David W. Victor

7/14/03  
(Date)

# **INFORMATION DISCLOSURE CITATION IN AN APPLICATION**

(Use several sheets if necessary)

**Docket Number**  
SJO920030002US1

**Application Number**  
Not Yet Assigned

**Applicant**  
N. Garimella et al.

**Filing Date**  
Concurrently Herewith

**Group Art Unit**  
Not Yet Assigned

## **U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5	9	0	7	6	7	2	05/25/99	Matze et al.			
	6	1	8	5	5	7	5	02/06/02	Orcutt			
	6	3	7	7	9	5	8	04/23/02	Orcutt			
	6	4	5	3	3	8	3	09/17/02	Stoddard et al.			

## **FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	Translation YES NO	

## **OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	Hoese, Geoff. "Server-Free Backup/Restore", <i>White Paper</i> , © 2001 Crossroads Systems, Inc., pp. 1-5. ✓
	IBM Corporation. "Centralized and Rapid Backup/Restore for Work Lan File Services/VM", <i>IBM Technical Disclosure Bulletin</i> , Vol. 35, No. 3, August 1992. pp. 286-289. ✓
	IBM Corporation. "Reconciling a File System to a Point in Time Using Incremental Backup Data", <i>Research Disclosure No. 430120</i> , Feb. 2000. Pp. 337. ✓
	IBM Redbooks. "IBM Tivoli Storage Manager: LAN/WAN Backup; Server Free Backup; LANFree Backup; and Split-Mirror Backup-What Does it All Mean?", [online], December 2002, [Retrieved on April 23, 2003]. Retrieved from the internet at <URL: <a href="http://publib.boulder.ibm.com/Redbooks.nsf/Redbooks.nsf/RedbookAbstracts/tips0118.html?Open">http://publib-boulder.ibm.com/Redbooks.nsf/Redbooks.nsf/RedbookAbstracts/tips0118.html?Open</a> > ✓
	Kadleck, Barry, Nigel Bentley, Michael Dann, Steven Pemberton, & Bjorn Roden. "IBM Tivoli Storage Manager Version 5.1: Technical Guide", © 2002 IBM Corporation. Pp. i-xviii, 1-347. ✓
	MacFarland, Anne, Joe DeNatale, and Mike Fisch. "Business Continuity Goes Better with SANs- The 3 Rs of Resilience", <i>The Clipper Group Explorer</i> , January 25, 2002, pp. 1-8. ✓
	Oxford University Computing Services. "IBM Tivoli Storage Manager for Windows Backup-Archive Clients Installation and User's Guide", [online], [Retrieved on April 23, 2003]. Retrieved from the Internet at <URL: <a href="http://www.oucs.ox.ac.uk/hfs/tsm/515/winc/ans60017.htm">http://www.oucs.ox.ac.uk/hfs/tsm/515/winc/ans60017.htm</a> > ✓
	Sudlow, Paul. "Server Free Backup Under the Covers", <i>Whitepapers</i> , [online], [Retrieved on April 23, 2003]. Retrieved from the Internet at <URL: <a href="http://data.fibrechannel-europe.com/technology/whitepapers/wp_250601_1.html">http://data.fibrechannel-europe.com/technology/whitepapers/wp_250601_1.html</a> > ✓
	U.S. Patent Application Publication No. US 2002/0019935, published on Feb. 14, 2002, entitled "Encrypting File System and Method", invented by Andrew et al.
	U.S. Patent Application Publication No. US 2002/0107877, published on Aug. 8, 2002, entitled "System for Backing Up Files from Disk Volumes on Multiple Nodes of a Computer Network", invented by Whiting et al.

FORM PTO-1449		Docket Number SJO920030002US1	Application Number Not Yet Assigned
<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (Use several sheets if necessary)		Applicant N. Garimella et al.	
		Filing Date Concurrently Herewith	Group Art Unit Not Yet Assigned
	U.S. Patent Application Serial No. 10/091,797, filed on March 6, 2002, entitled "Multi-Session No Query Restore", invented by R. Edwards, B. Fruchman, and O. Vargas ✓		
	Weber, Ralph O. (Ed.). "Information Technology- SCSI Primary Commands- 2 (SPC-2)", Revision 20, July 18, 2001, pp. i-xvi, 1-275. ✓		
<b>EXAMINER</b>		<b>DATE CONSIDERED</b>	
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.			

PTO/SB/ 08 (07-03) Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Jul 2003